

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA
EVANSVILLE DIVISION

REMBRANDT ENTERPRISES, INC,)	
)	
Counter Claimant,)	
)	
v.)	No. 3:17-cv-00141-JMS-MPB
)	
REXING QUALITY EGGS,)	
LEO R. REXING,)	
DYLAN REXING,)	
JOSEPH L. REXING,)	
)	
Counter Defendants.)	

EXHIBIT 1 - PROPOSED VOIR DIRE

1. Does anyone know me?
2. Do any of you know each other?
3. Does anyone know any of the lawyers in this case, or anyone from their firms?
 - a. Gary H. Baise – Olsson Frank Weeda Terman Matz PC
 - b. Parker Douglas – Olsson Frank Weeda Terman Matz PC
 - c. Spencer W. Tanner – Jackson Kelly PLLC
 - d. James D. Johnson – Jackson Kelly PLLC
 - e. Alain Baudry – Kutak Rock LLP
 - f. Matthew R. Veenstra – Kutak Rock LLP
 - g. Dirck H. Stahl – Ziemer Stayman Weitzel & Shoulders
 - h. Clifford R. Whitehead – Ziemer Stayman Weitzel & Shoulders
 - i. Daniel A. Nuzzi – Brann & Isaacson
 - j. Michael E. Carey – Brann & Isaacson

4. Does anyone know, or have ever had dealings with, any of the parties in this case?
 - a. Rembrandt Enterprises, Inc.
 - b. Rexing Quality Eggs
 - c. Leo Rexing
 - d. Dylan Rexing
 - e. Joe Rexing
 - f. Egg Clearinghouse, Inc.
5. Does anyone know any of the expected witnesses in this case?
 - a. [List]
6. Is there anyone here who has difficulty reading, hearing, or speaking the English language?
7. Have you ever served as a juror in a criminal or civil case or as a member of a grand jury in either a federal or state court?
8. In this case, the Rembrandt must prove its claim by the greater weight of the evidence. You will be asked to apply that standard. That standard is different than the standard that applies in criminal cases, which you may know is proof “beyond a reasonable doubt.” The greater weight of the evidence is a lesser standard of proof. Evidence is of the greater weight if it is evidence that convinces you that something is more probably true than not true. A greater number of witnesses testifying to a fact on one side or a greater quantity of evidence introduced on one side does not necessarily amount to the greater weight of the evidence. Is there anyone here who would have difficulty applying the “greater weight of the evidence” standard?
9. Have you ever filed a breach of contract claim?
10. Have you ever been sued for a breach of contract claim?
11. Under the law, all parties are equal. In this case Rembrandt is from outside of Indiana, but the Rexings are from Indiana. If selected to serve as a juror on this case, would any of you find it difficult to treat all the parties in this case fairly and impartially?
12. At the beginning and the end of the trial, I will give instructions to the jurors selected for this case. Those instructions represent the law that the jury must follow, even if the jury disagrees with the law. Is there anyone here who would have difficulty following the law, as I explain it to you in my instructions?

13. This trial may last up to two (2) days. If selected, is there any reason—including anything health related or extreme financial distress—why serving on the jury would be particularly difficult for you?
14. Is there any reason not covered by one of my questions that would prevent you from being able to listen with an unbiased mind to the evidence in this case and reach a fair and impartial decision, based solely on the evidence presented to you and the instructions on the law?